

**REMARKS**

By this amendment, claims 39-42 are pending, in which claims 2-38 are cancelled without prejudice or disclaimer and claims 42 is newly presented. Care was exercised to avoid the introduction of new matter.

The Office Action mailed July 2, 2002 rejected claims 2-38 for statutory double patenting under 35 U.S.C. § 101, and claims 39-41 for non-statutory, obviousness-type double patenting.

The § 101 rejection of claims 2-38 is moot because Applicants had canceled these claims on the request for continuation and these claims were therefore not part of the present application. If, for whatever reason, the cancellation of claims 2-38 had not been entered, Applicants hereby re-cancel these claims.

In response to the obviousness-type double patenting rejection of claims 38-41, Applicants hereby submits a Terminal Disclaimer.


Newly presented claim 42 covers a computer-readable medium embodiment dependent on claim 40. No new matter is introduced.

Therefore, the present application, as amended, overcomes the rejections of record and is in condition for allowance. Favorable consideration is respectfully requested. If any unresolved issues remain, it is respectfully requested that the Examiner telephone the undersigned attorney at 703-425-8516 so that such issues may be resolved as expeditiously as possible.

Respectfully Submitted,

DITTHAVONG & CARLSON, P.C.

7/31/2002  
Date

  
\_\_\_\_\_  
Stephen C. Carlson  
Attorney/Agent for Applicant(s)  
Reg. No. 39929

10507 Braddock Rd  
Suite A  
Fairfax, VA 22032  
Tel. 703-425-8516  
Fax. 703-425-8518

**APPENDIX**

42. (New) A computer-readable medium bearing instructions arranged, upon execution, to cause one or more processors to perform the steps of the method according to claim 40.

**BEST AVAILABLE COPY**